

Judge Davis

12-18-13

I am asking that the Courts reconsider my motion for new counsel based on the following grounds:

- 1) My attorney did not investigate any defense prior to me signing the guilty plea. He did not contact any of the witnesses, nor did he attempt to retrieve the recording in which I was interrogated, and I made statements in response about my co-defendant threatening me with a firearm, and about the attempted assaults, and how he, my attorney, investigated the information. I believe the proceedings would have turned out differently.
- 2) Also, my attorney failed to file a timely motion to have me re-assigned. He waited 9 months to file the motion.
- * 3) My attorney's statements on 7/9/13. He stated in the hearing that "I don't know

If I can effectively continue to represent him." He also stated "In drafting such a pleading it would put me in a very awkward position to formulate the reasoning behind withdrawing the plea".

Under the Sixth Amendment

I have the right to effective assistance of counsel.

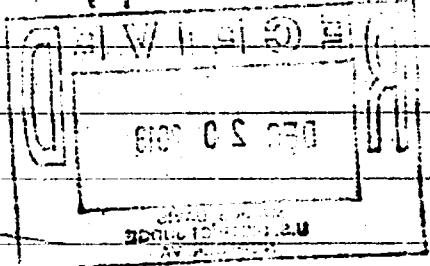
Mr. Diamondstein did not include in the motion to withdraw my guilty plea the evidence that should have been included.

Furthermore, he clearly stated on the record, on 7-9-13, that he doesn't know if he can continue to "effectively" represent me.

And he was allowed to continue to represent me which then violated my Sixth Amendment.

I ask that I be appointed new counsel.

Michael J. Suck



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U.S. MARSHALS
INSPECTED

ESTERN TIDEWATER REG. MAIL HAS ASSUME RESPONSIBILITY FOR THIS MAIL. THE RECIPIENT REG. INSPECTED THIS MAIL. THIS MAIL HAS NOT BEEN CENSORED. THIS MAIL DOES NOT CONTAIN ASSUMED RESPONSIBILITY FOR THIS MAIL.

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